

	<b>Effective Date:</b>		09-12-2011
	<b>Policy #:</b>		H-07
	<b>Supersedes:</b>		
<b>Subject:</b> <b>Individual Right to Request Restrictions on Use and Disclosure</b>		<b>Page:</b>	1 of 1

## **PURPOSE**

To protect the privacy rights of individuals receiving benefits from one or more LARA programs, by considering a client's request to restrict the use or disclosure protected health information.

## **DEFINITIONS**

Refer to HIPAA Policies and Procedures Definition Glossary

## **POLICY**

Individuals (or their personal representatives) may request restrictions on the uses and disclosure of their own information. The Department of Licensing and Regulatory Affairs (LARA) is not required to agree to a restriction. LARA will not agree to restrictions except in cases of unusual need. The department may disclose restricted PHI when the individual who requested the restriction is in need of emergency treatment and the PHI is needed to provide the emergency treatment.

## **REFERENCES**

[45 CFR §164.522, §164.530](#)